

UNITED STATES DISTRICT COURT  
for the

Western District of North Carolina

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

## REASON FOR DECISION:

In the Court's discretion, the sentence of the Defendant will not be reduced due to excessive disciplinary actions incurred by the Defendant while incarcerated. See 18 U.S.C. § 3553(a)(1) and 18 U.S.C. § 3553(a)(2)(B) and (C).

## IT IS SO ORDERED.

Signed: September 11, 2009

*Richard L. Voorhees*

Richard L. Voorhees  
United States District Judge

